

DOA:.....Skwarczek, BB0552 - Calculation of June 2009 and 2009-2011  
state aid

**FOR 2009-11 BUDGET — NOT READY FOR INTRODUCTION**

Don't Gen

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

This bill directs DPI to use ~~a portion of~~ the federal funds received by the state pursuant to the American Recovery and Reinvestment Act of 2009, ~~as determined by the secretary of administration~~, to make state aid payments to schools in June 2009 and in the 2009-10 and 2010-11 fiscal years. The bill lapses to the general fund \$109,000,000 in state school aids in the 2008-09 fiscal year.

A → For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1-2 → 2 SECTION 1. 20.255 (2) (p) of the statutes is created to read:

3 20.255 (2) (p) *Federal aids; education fund.* All federal moneys received, as  
4 authorized by the governor, under section 13002 (a) of the American Recovery and  
5 Reinvestment Act of 2009, for primary and secondary education aid.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 9139. Nonstatutory provisions; Public Instruction.**

(1) CALCULATION OF STATE AID; 2009-11 FISCAL BIENNIUM.

(a) *Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,* The department of public instruction shall calculate state aid to school

districts under section 121.08 of the statutes for the 2009-10 fiscal year and the 2010-11 fiscal year using the sum of the amount appropriated under section 20.255

(2) (ac) of the statutes and ~~a portion of~~ the amount appropriated under section 20.255

(2) (p) of the statutes, as created by this act, determined by the secretary of administration.

(b) From the amount calculated for each school district under paragraph (a), the department of public instruction shall subtract the amount that the school district will receive in that fiscal year under section 13002 (a) (3) of the federal American Recovery and Reinvestment Act of 2009. If the result is a positive number, the department shall pay that amount to the school district from the appropriation under section 20.255 (2) (ac) of the statutes. If the result is a negative number, the department shall deduct from other state aid payments made to the school district in that fiscal year from the appropriations under section 20.255 (2) of the statutes an amount equal to that amount or the amount of those aids, whichever is less, and add the amount of the deduction to the total amount to be distributed as equalization aid under paragraph (a).

(2) STATE AID; JUNE 2009.

(a) There is lapsed to the general fund \$109,000,000 in the 2008-09 fiscal year from the appropriation account under section 20.255 (2) (ac) of the statutes. The department of public instruction shall use the balance in that appropriation account

*Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,*

\$109,000,000

1 and ~~portion~~ of the amount appropriated in the 2008-09 fiscal year under section  
2 20.255 (2) (p) of the statutes, as created by this act, ~~determined by the secretary of~~  
3 ~~administration~~, to make payments to school districts in June 2009 under section  
4 121.15 (1) and (1g) of the statutes.

5 (b) The department of public instruction shall make the June 2009 payment  
6 under paragraph (a) by subtracting from each school district's equalization aid  
7 entitlement in June 2009 the amount the school district will receive in that fiscal  
8 year under section 13002 (a) (3) of the federal American Recovery and Reinvestment  
9 Act of 2009. If the result is a positive number, the department shall pay that amount  
10 to the school district from the appropriation under section 20.255 (2) (ac) of the  
11 statutes. If the result is a negative number, the department shall deduct from other  
12 state aid payments made to the school district in that fiscal year from the  
13 appropriations under section 20.255 (2) of the statutes an amount equal to that  
14 amount or the amount of those aids, whichever is less, and add the amount of the  
15 deduction to the total amount to be distributed as equalization aid under paragraph  
16 (a).

17 **SECTION 9439. Effective dates; Public Instruction.**

18 (1) CALCULATION OF STATE AID. The treatment of section 20.255 (2) (p) of the  
19 statutes and SECTION 9139 (2) of this act takes effect on the day after publication.

20 (END)

## STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

(A)

9 The bill also directs the secretary of administration, in formulating the 2011-13 biennial budget bill, to assume that the base level of funding for general <sup>school</sup> aid to ~~school districts~~ in the 2011-13 fiscal biennium is the amount of general school aid appropriated in the 2010-11 fiscal year plus the amount of federal aid ~~used to~~ <sup>distributed as</sup> ~~calculated~~ general school aid in the 2010-11 fiscal year.



STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

Research (608-266-0341)

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Legal (608-266-3561)

LRB

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SEC. CR. 16.42 (3)

16.42 (3) <sup>③</sup> ~~STATE AID~~ ~~TO SCHOOL DISTRICTS~~ ~~2011-13 FISCAL~~

~~BIENNIAL~~ In formulating the 2011-13 biennial

~~(10)~~ <sup>budget bill,</sup> the secretary of administration shall  
assume that the base level of funding for  
general equalization aid

distributed to school districts from the appropriation  
under s. 20.255(2)(ac) in the 2011-13  
fiscal biennium is the sum of the

amounts appropriated under s. 20.255(2)(ac)  
~~in the 2010-11 fiscal year~~  
~~and that portion of the amount appropriated~~

~~under s. 20.255(2)(p) and (p) in the 2010-11 fiscal~~  
~~distributed to school districts as~~  
~~year. that was used to calculate general~~

~~equalization aid to school districts in that~~  
~~fiscal year, as determined by the secretary.~~

**Grant, Peter**

---

**From:** Skwarczek, Marta A - DOA [Marta.Skwarczek@Wisconsin.gov]  
**Sent:** Tuesday, February 10, 2009 7:02 PM  
**To:** Grant, Peter  
**Cc:** Hanle, Bob - DOA; Beadles, Kathleen - DOA; Kraus, Jennifer - DOA  
**Subject:** Changes to LRB 1862/4 and LRB 1625/P4

Peter,  
In LRB 1862/4 please change the amount of the lapse from 2(ac) in 2008-09 to \$217,000,000 (rather than \$109 million).

Also, state fiscal stabilization funds in the American Recovery and Reinvestment Act of 2009 are currently referred to as 'section 13002 (a)' in both LRB 1862/4 and LRB 1625/P4. Our office has determined that rather than referring to these funds by their sections in the House version of the bill, it would be better to describe them. The reason for this is that although the section numbers and titles are different in the House and Senate versions of the bill, the fund itself- 'state fiscal stabilization fund' remains the same and although the distribution of funds is somewhat different in both versions of the bill, it is similar enough where it would be possible to describe.

So, would it be possible to change all the references to 'section 13002 (a) of the federal American Recovery and Reinvestment Act of 2009' to 'all funds received from State Fiscal Stabilization Fund state allocations that are distributed to school districts either through the state's principal elementary and secondary funding formula or as subgrants based on the districts' relative shares of funding under part A of title I of the Elementary and Secondary Education Act of 1965.' Also, would it be possible to change all references to 'section 13002 (a) (3) of the federal American Recovery and Reinvestment Act of 2009' to 'all funds received from State Fiscal Stabilization Fund state allocations that are distributed to school districts as subgrants based on the districts' relative shares of funding under part A of title I of the Elementary and Secondary Education Act of 1965.'

Thanks.

Marta Skwarczek  
Executive Policy and Budget Analyst  
Education and Workforce Development Team  
Wisconsin Department of Administration  
(608) 266-5468

02/11/2009

DOA:.....Skwarczek, BB0552 - Calculation of June 2009 and 2009-2011  
state aid

**FOR 2009-11 BUDGET — NOT READY FOR INTRODUCTION**

Don't Gen

1 AN ACT ...; relating to: the budget.

217

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

+ This bill directs DPI to use the federal funds received by the state pursuant to the American Recovery and Reinvestment Act of 2009 to make state aid payments to schools in June 2009 and in the 2009-10 and 2010-11 fiscal years. The bill lapses to the general fund \$109,000,000 in state school aids in the 2008-09 fiscal year.

The bill also directs the secretary of administration, in formulating the 2011-13 biennial budget bill, to assume that the base level of funding for general school aid in the 2011-13 fiscal biennium is the amount of general school aid appropriated in the 2010-11 fiscal year plus the amount of federal aid distributed as school aid in the 2010-11 fiscal year.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 16.42 (3) of the statutes is created to read:

16.42 (3) In formulating the 2011–13 biennial budget bill, the secretary shall assume that the base level of funding for general equalization aid distributed to school districts from the appropriation under s. 20.255 (2) (ac) in the 2011–13 fiscal biennium is the sum of the amounts appropriated under s. 20.255 (2) (ac) and (p) in the 2010–11 fiscal year.

SECTION 2. 20.255 (2) (p) of the statutes is created to read:

20.255 (2) (p) *state allocations* ~~Federal aids; education fund~~. All federal moneys received, as authorized by the governor, ~~under section 13002 (a) of the American Recovery and Reinvestment Act of 2009~~ <sup>2-9</sup> for primary and secondary education aid.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 9139. Nonstatutory provisions; Public Instruction.**

(1) CALCULATION OF STATE AID; 2009–11 FISCAL BIENNIUM.

(a) Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act, the department of public instruction shall calculate state aid to school districts under section 121.08 of the statutes for the 2009–10 fiscal year and the 2010–11 fiscal year using the sum of the amount appropriated under section 20.255 (2) (ac) of the statutes and the amount appropriated under section 20.255 (2) (p) of the statutes, as created by this act.

(b) From the amount calculated for each school district under paragraph (a), the department of public instruction shall subtract the amount <sup>of federal moneys</sup> that the school district will receive in that fiscal year ~~under section 13002 (a) (3) of the federal American Recovery and Reinvestment Act of 2009~~ <sup>2-22</sup>. If the result is a positive number, the department shall pay that amount to the school district from the appropriation



1 under section 20.255 (2) (ac) of the statutes. If the result is a negative number, the  
2 department shall deduct from other state aid payments made to the school district  
3 in that fiscal year from the appropriations under section 20.255 (2) of the statutes  
4 an amount equal to that amount or the amount of those aids, whichever is less, and  
5 add the amount of the deduction to the total amount to be distributed as equalization  
6 aid under paragraph (a).

7 (2) STATE AID; JUNE 2009.

8 (a) There is lapsed to the general fund \$109,000,000 in the 2008-09 fiscal year  
9 from the appropriation account under section 20.255 (2) (ac) of the statutes.  
10 Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,  
11 the department of public instruction shall use the balance in that appropriation  
12 account and \$109,000,000 of the amount appropriated in the 2008-09 fiscal year  
13 under section 20.255 (2) (p) of the statutes, as created by this act, to make payments  
14 to school districts in June 2009 under section 121.15 (1) and (1g) of the statutes.

15 (b) The department of public instruction shall make the June 2009 payment  
16 under paragraph (a) by subtracting from each school district's equalization aid  
17 entitlement in June 2009 the amount of federal moneys that the school district will receive in that fiscal  
18 year under section 13002 (a) (3) of the federal American Recovery and Reinvestment  
19 Act of 2009. If the result is a positive number, the department shall pay that amount  
20 to the school district from the appropriation under section 20.255 (2) (ac) of the  
21 statutes. If the result is a negative number, the department shall deduct from other  
22 state aid payments made to the school district in that fiscal year from the  
23 appropriations under section 20.255 (2) of the statutes an amount equal to that  
24 amount or the amount of those aids, whichever is less, and add the amount of the

1 deduction to the total amount to be distributed as equalization aid under paragraph

2 (a).

3 **SECTION 9439. Effective dates; Public Instruction.**

4 (1) CALCULATION OF STATE AID. The treatment of section 20.255 (2) (p) of the  
5 statutes and SECTION 9139 (2) of this act takes effect on the day after publication.

6 (END)

## STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

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Legal (608-266-3561)

LRB

allocations from the  
from state fiscal stabilization fund that are  
distributed to school districts either as general  
equalization aid  
~~state's principal elementary and~~ for as subgrants  
the school districts  
based on relative shares of funding under

20 usc 6311 to 6339

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

(2-22)

use twice

from ~~the~~ state fiscal stabilization fund  
allocations that are distributed to  
school districts as subgrants based  
on  
on the school districts' relative  
shares of funding under ws usc  
= 22  
6311 to 6339

**Grant, Peter**

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**From:** Skwarczek, Marta A - DOA [Marta.Skwarczek@Wisconsin.gov]

**Sent:** Wednesday, February 11, 2009 6:27 PM

**To:** Grant, Peter

**Cc:** Hanle, Bob - DOA; Beadles, Kathleen - DOA; Kraus, Jennifer - DOA; Hanaman, Cathlene

**Subject:** Additional changes to education drafts

In draft LRB-1862/5 please change the 2008-09 lapse amount back to \$109,000,000.

In LRB- 1796/4 please delete Section 3 that includes Title I and IDEA federal stimulus dollars in revenue limits.

Marta Skwarczek  
Executive Policy and Budget Analyst  
Education and Workforce Development Team  
Wisconsin Department of Administration  
(608) 266-5468

02/12/2009

DOA:.....Skwarczek, BB0552 - Calculation of June 2009 and 2009-2011  
state aid

**FOR 2009-11 BUDGET — NOT READY FOR INTRODUCTION**

Don't Gen

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AN ACT ...; relating to: the budget.

109

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

X This bill directs DPI to use the federal funds received by the state pursuant to the American Recovery and Reinvestment Act of 2009 to make state aid payments to schools in June 2009 and in the 2009-10 and 2010-11 fiscal years. The bill lapses to the general fund \$217,000,000 in state school aids in the 2008-09 fiscal year.

The bill also directs the secretary of administration, in formulating the 2011-13 biennial budget bill, to assume that the base level of funding for general school aid in the 2011-13 fiscal biennium is the amount of general school aid appropriated in the 2010-11 fiscal year plus the amount of federal aid distributed as school aid in the 2010-11 fiscal year.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 16.42 (3) of the statutes is created to read:

2           16.42 (3) In formulating the 2011–13 biennial budget bill, the secretary shall  
3           assume that the base level of funding for general equalization aid distributed to  
4           school districts from the appropriation under s. 20.255 (2) (ac) in the 2011–13 fiscal  
5           biennium is the sum of the amounts appropriated under s. 20.255 (2) (ac) and (p) in  
6           the 2010–11 fiscal year.

7           **SECTION 2.** 20.255 (2) (p) of the statutes is created to read:

8           20.255 (2) (p) *Federal aids; state allocations.* All federal moneys received, as  
9           authorized by the governor, from allocations from the state fiscal stabilization fund  
10          that are distributed to school districts either as general equalization aid or as  
11          subgrants based on the school districts' relative shares of funding under 20 USC 6311  
12          to 6339, for primary and secondary education aid.

          \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
          reflected in the revised schedule in s. 20.005, stats.

13          **SECTION 9139. Nonstatutory provisions; Public Instruction.**

14          (1) CALCULATION OF STATE AID; 2009–11 FISCAL BIENNIUM.

15          (a) Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by  
16          this act, the department of public instruction shall calculate state aid to school  
17          districts under section 121.08 of the statutes for the 2009–10 fiscal year and the  
18          2010–11 fiscal year using the sum of the amount appropriated under section 20.255  
19          (2) (ac) of the statutes and the amount appropriated under section 20.255 (2) (p) of  
20          the statutes, as created by this act.

21          (b) From the amount calculated for each school district under paragraph (a),  
22          the department of public instruction shall subtract the amount of federal moneys  
23          that the school district will receive in that fiscal year from the state fiscal

1 stabilization fund allocations that are distributed to school districts as subgrants  
2 based on the school districts' relative shares of funding under 20 USC 6311 to 6339.

3 If the result is a positive number, the department shall pay that amount to the school  
4 district from the appropriation under section 20.255 (2) (ac) of the statutes. If the  
5 result is a negative number, the department shall deduct from other state aid  
6 payments made to the school district in that fiscal year from the appropriations  
7 under section 20.255 (2) of the statutes an amount equal to that amount or the  
8 amount of those aids, whichever is less, and add the amount of the deduction to the  
9 total amount to be distributed as equalization aid under paragraph (a).

10 (2) STATE AID; JUNE 2009.

11 (a) There is lapsed to the general fund <sup>109</sup>~~\$217~~,000,000 in the 2008–09 fiscal year  
12 from the appropriation account under section 20.255 (2) (ac) of the statutes.  
13 Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,  
14 the department of public instruction shall use the balance in that appropriation  
15 account and <sup>109</sup>~~\$217~~,000,000 of the amount appropriated in the 2008–09 fiscal year  
16 under section 20.255 (2) (p) of the statutes, as created by this act, to make payments  
17 to school districts in June 2009 under section 121.15 (1) and (1g) of the statutes.

18 (b) The department of public instruction shall make the June 2009 payment  
19 under paragraph (a) by subtracting from each school district's equalization aid  
20 entitlement in June 2009 the amount of federal moneys that the school district will  
21 receive in that fiscal year from the state fiscal stabilization fund allocations that are  
22 distributed to school districts as subgrants based on the school districts' relative  
23 shares of funding under 20 USC 6311 to 6339. If the result is a positive number, the  
24 department shall pay that amount to the school district from the appropriation  
25 under section 20.255 (2) (ac) of the statutes. If the result is a negative number, the



**SECTION 9139**

1 department shall deduct from other state aid payments made to the school district  
2 in that fiscal year from the appropriations under section 20.255 (2) of the statutes  
3 an amount equal to that amount or the amount of those aids, whichever is less, and  
4 add the amount of the deduction to the total amount to be distributed as equalization  
5 aid under paragraph (a).

6 **SECTION 9439. Effective dates; Public Instruction.**

7 (1) CALCULATION OF STATE AID. The treatment of section 20.255 (2) (p) of the  
8 statutes and SECTION 9139 (2) of this act takes effect on the day after publication.

9 (END)

**Grant, Peter**

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**From:** Skwarczek, Marta A - DOA [Marta.Skwarczek@Wisconsin.gov]  
**Sent:** Thursday, February 12, 2009 3:44 PM  
**To:** Grant, Peter  
**Cc:** Hanle, Bob - DOA; Kraus, Jennifer - DOA; Beadles, Kathleen - DOA; Hanaman, Cathlene  
**Subject:** Changes to LRB 1862/6 and LRB 1795/3

In LRB 1862/6, please change the 2008-09 school aids lapse to \$291,000,000.

In LRB 1795/3, please specify that these revenue limit exemptions will first apply in 2010-11. Also, create language for a 3-year phase of all the exemptions. So, for school safety specify that a school district's revenue limit can be increased by \$33 per pupil or \$13,333, whichever is greater in 2010-11, \$67 per pupil or \$26,667, whichever is greater in 2011-12, and \$100 per pupil or \$40,000, whichever is greater in 2012-13. For school nurses specify that a school district's revenue limit can be increased by 33% (or 1/3) of the amount spent on salary and fringe of school nurses in 2010-11, 67% (or 2/3) of the amount spent on salary and fringe of school nurses in 2011-12, and 100% of the amount spent on salary and fringe of school nurses in 2012-13. For transportation costs per pupil, specify that a school district's revenue limit can be increased by 33% (or 1/3) of the amount per pupil greater than the statewide average in 2010-11, 67% (or 2/3) of the amount per pupil greater than the statewide average in 2011-12, and 100% of the amount per pupil greater than the statewide average in 2012-13.

Also, I wanted to make sure that the change to LRB 1796/4 that was requested late yesterday (the elimination of section 3) has not been forgotten.

Thank you!

Marta Skwarczek  
Executive Policy and Budget Analyst  
Education and Workforce Development Team  
Wisconsin Department of Administration  
(608) 266-5468

02/12/2009

DOA:.....Skwarczek, BB0552 - Calculation of June 2009 and 2009-2011  
state aid

**FOR 2009-11 BUDGET — NOT READY FOR INTRODUCTION**

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**AN ACT ...; relating to: the budget.**

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

This bill directs DPI to use the federal funds received by the state pursuant to the American Recovery and Reinvestment Act of 2009 to make state aid payments to schools in June 2009 and in the 2009-10 and 2010-11 fiscal years. The bill lapses to the general fund \$109,000,000 in state school aids in the 2008-09 fiscal year.

The bill also directs the secretary of administration, in formulating the 2011-13 biennial budget bill, to assume that the base level of funding for general school aid in the 2011-13 fiscal biennium is the amount of general school aid appropriated in the 2010-11 fiscal year plus the amount of federal aid distributed as school aid in the 2010-11 fiscal year.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 16.42 (3) of the statutes is created to read:

2           16.42 (3) In formulating the 2011–13 biennial budget bill, the secretary shall  
3           assume that the base level of funding for general equalization aid distributed to  
4           school districts from the appropriation under s. 20.255 (2) (ac) in the 2011–13 fiscal  
5           biennium is the sum of the amounts appropriated under s. 20.255 (2) (ac) and (p) in  
6           the 2010–11 fiscal year.

7           **SECTION 2.** 20.255 (2) (p) of the statutes is created to read:

8           20.255 (2) (p) *Federal aids; state allocations.* All federal moneys received, as  
9           authorized by the governor, from allocations from the state fiscal stabilization fund  
10          that are distributed to school districts either as general equalization aid or as  
11          subgrants based on the school districts' relative shares of funding under 20 USC 6311  
12          to 6339, for primary and secondary education aid.

          \*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
          reflected in the revised schedule in s. 20.005, stats.

13          **SECTION 9139. Nonstatutory provisions; Public Instruction.**

14          (1) CALCULATION OF STATE AID; 2009–11 FISCAL BIENNIUM.

15          (a) Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by  
16          this act, the department of public instruction shall calculate state aid to school  
17          districts under section 121.08 of the statutes for the 2009–10 fiscal year and the  
18          2010–11 fiscal year using the sum of the amount appropriated under section 20.255  
19          (2) (ac) of the statutes and the amount appropriated under section 20.255 (2) (p) of  
20          the statutes, as created by this act.

21          (b) From the amount calculated for each school district under paragraph (a),  
22          the department of public instruction shall subtract the amount of federal moneys  
23          that the school district will receive in that fiscal year from the state fiscal

1 stabilization fund allocations that are distributed to school districts as subgrants  
2 based on the school districts' relative shares of funding under 20 USC 6311 to 6339.  
3 If the result is a positive number, the department shall pay that amount to the school  
4 district from the appropriation under section 20.255 (2) (ac) of the statutes. If the  
5 result is a negative number, the department shall deduct from other state aid  
6 payments made to the school district in that fiscal year from the appropriations  
7 under section 20.255 (2) of the statutes an amount equal to that amount or the  
8 amount of those aids, whichever is less, and add the amount of the deduction to the  
9 total amount to be distributed as equalization aid under paragraph (a).

10 (2) STATE AID; JUNE 2009.

11 (a) There is lapsed to the general fund ~~\$109,000,000~~ <sup>291</sup> in the 2008–09 fiscal year  
12 from the appropriation account under section 20.255 (2) (ac) of the statutes.  
13 Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,  
14 the department of public instruction shall use the balance in that appropriation  
15 account and ~~\$109,000,000~~ <sup>291</sup> of the amount appropriated in the 2008–09 fiscal year  
16 under section 20.255 (2) (p) of the statutes, as created by this act, to make payments  
17 to school districts in June 2009 under section 121.15 (1) and (1g) of the statutes.

18 (b) The department of public instruction shall make the June 2009 payment  
19 under paragraph (a) by subtracting from each school district's equalization aid  
20 entitlement in June 2009 the amount of federal moneys that the school district will  
21 receive in that fiscal year from the state fiscal stabilization fund allocations that are  
22 distributed to school districts as subgrants based on the school districts' relative  
23 shares of funding under 20 USC 6311 to 6339. If the result is a positive number, the  
24 department shall pay that amount to the school district from the appropriation  
25 under section 20.255 (2) (ac) of the statutes. If the result is a negative number, the

**SECTION 9139**

1 department shall deduct from other state aid payments made to the school district  
2 in that fiscal year from the appropriations under section 20.255 (2) of the statutes  
3 an amount equal to that amount or the amount of those aids, whichever is less, and  
4 add the amount of the deduction to the total amount to be distributed as equalization  
5 aid under paragraph (a).

6 **SECTION 9439. Effective dates; Public Instruction.**

7 (1) CALCULATION OF STATE AID. The treatment of section 20.255 (2) (p) of the  
8 statutes and SECTION 9139 (2) of this act takes effect on the day after publication.

9 (END)



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-1862/7

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DOA:.....Skwarczek, BB0552 - Calculation of June 2009 and 2009-2011  
state aid

**FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION**

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**EDUCATION**

**PRIMARY AND SECONDARY EDUCATION**

This bill directs DPI to use the federal funds received by the state pursuant to the American Recovery and Reinvestment Act of 2009 to make state aid payments to schools in June 2009 and in the 2009-10 and 2010-11 fiscal years. The bill lapses to the general fund \$291,000,000 in state school aids in the 2008-09 fiscal year.

The bill also directs the secretary of administration, in formulating the 2011-13 biennial budget bill, to assume that the base level of funding for general school aid in the 2011-13 fiscal biennium is the amount of general school aid appropriated in the 2010-11 fiscal year plus the amount of federal aid distributed as school aid in the 2010-11 fiscal year.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1       **SECTION 1.** 16.42 (3) of the statutes is created to read:

2       16.42 (3) In formulating the 2011-13 biennial budget bill, the secretary shall  
3       assume that the base level of funding for general equalization aid distributed to  
4       school districts from the appropriation under s. 20.255 (2) (ac) in the 2011-13 fiscal  
5       biennium is the sum of the amounts appropriated under s. 20.255 (2) (ac) and (p) in  
6       the 2010-11 fiscal year.

7       **SECTION 2.** 20.255 (2) (p) of the statutes is created to read:

8       20.255 (2) (p) *Federal aids; state allocations.* All federal moneys received, as  
9       authorized by the governor, from allocations from the state fiscal stabilization fund  
10      that are distributed to school districts either as general equalization aid or as  
11      subgrants based on the school districts' relative shares of funding under 20 USC 6311  
12      to 6339, for primary and secondary education aid.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
      reflected in the revised schedule in s. 20.005, stats.

13      **SECTION 9139. Nonstatutory provisions; Public Instruction.**

14      (1) CALCULATION OF STATE AID; 2009-11 FISCAL BIENNium.

15      (a) Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by  
16      this act, the department of public instruction shall calculate state aid to school  
17      districts under section 121.08 of the statutes for the 2009-10 fiscal year and the  
18      2010-11 fiscal year using the sum of the amount appropriated under section 20.255  
19      (2) (ac) of the statutes and the amount appropriated under section 20.255 (2) (p) of  
20      the statutes, as created by this act.

21      (b) From the amount calculated for each school district under paragraph (a),  
22      the department of public instruction shall subtract the amount of federal moneys  
23      that the school district will receive in that fiscal year from the state fiscal



1 stabilization fund allocations that are distributed to school districts as subgrants  
2 based on the school districts' relative shares of funding under 20 USC 6311 to 6339.  
3 If the result is a positive number, the department shall pay that amount to the school  
4 district from the appropriation under section 20.255 (2) (ac) of the statutes. If the  
5 result is a negative number, the department shall deduct from other state aid  
6 payments made to the school district in that fiscal year from the appropriations  
7 under section 20.255 (2) of the statutes an amount equal to that amount or the  
8 amount of those aids, whichever is less, and add the amount of the deduction to the  
9 total amount to be distributed as equalization aid under paragraph (a).

10 (2) STATE AID; JUNE 2009.

11 (a) There is lapsed to the general fund \$291,000,000 in the 2008-09 fiscal year  
12 from the appropriation account under section 20.255 (2) (ac) of the statutes.  
13 Notwithstanding sections 121.07 and 121.08 of the statutes, as affected by this act,  
14 the department of public instruction shall use the balance in that appropriation  
15 account and \$291,000,000 of the amount appropriated in the 2008-09 fiscal year  
16 under section 20.255 (2) (p) of the statutes, as created by this act, to make payments  
17 to school districts in June 2009 under section 121.15 (1) and (1g) of the statutes.

18 (b) The department of public instruction shall make the June 2009 payment  
19 under paragraph (a) by subtracting from each school district's equalization aid  
20 entitlement in June 2009 the amount of federal moneys that the school district will  
21 receive in that fiscal year from the state fiscal stabilization fund allocations that are  
22 distributed to school districts as subgrants based on the school districts' relative  
23 shares of funding under 20 USC 6311 to 6339. If the result is a positive number, the  
24 department shall pay that amount to the school district from the appropriation  
25 under section 20.255 (2) (ac) of the statutes. If the result is a negative number, the

**SECTION 9139**

1 department shall deduct from other state aid payments made to the school district  
2 in that fiscal year from the appropriations under section 20.255 (2) of the statutes  
3 an amount equal to that amount or the amount of those aids, whichever is less, and  
4 add the amount of the deduction to the total amount to be distributed as equalization  
5 aid under paragraph (a).

6 **SECTION 9439. Effective dates; Public Instruction.**

7 (1) CALCULATION OF STATE AID. The treatment of section 20.255 (2) (p) of the  
8 statutes and SECTION 9139 (2) of this act takes effect on the day after publication.

9 (END)